[No. 82]

(SB 794)

AN ACT to amend 1974 PA 163, entitled "An act to provide for the creation of a law enforcement information network policy council; to provide for the establishment of policy and promulgation of rules governing the use of the law enforcement information network; and to provide for the appointment and compensation of council members," by amending section 4 (MCL 28.214).

## The People of the State of Michigan enact:

28.214 Council; powers and duties; disclosure of information; violation; penalty. [M.S.A. 4.448(54)]

Sec. 4. (1) The council shall do all of the following:

- (a) Establish policy and promulgate rules regarding the operational procedures to be followed by agencies using the law enforcement information network. The policy and rules shall ensure access to locator information contained in the law enforcement information network by state and federal agencies and the friend of the court for enforcement of child support programs as provided under state and federal law.
- (b) Review applications for network terminals and approve or disapprove the applications and the sites for terminal installations. If an application is disapproved, the applicant shall be notified in writing of the reasons for disapproval.
  - (c) Establish minimum standards for terminal sites and installation.
- (2) A person shall not disclose information from the law enforcement information network to a private entity for any purpose, including, but not limited to, the enforcement of child support programs.
- (3) A person shall not disclose information from the law enforcement information network in a manner that is not authorized by law or rule. A violation of this subsection is a misdemeanor punishable by imprisonment for not more than 90 days or a fine of not more than \$500.00, or both. A second or subsequent violation of this subsection is a felony punishable by imprisonment for not more than 4 years or a fine of not more than \$2,000.00, or both.

Conditional effective date.

Enacting section 1. This amendatory act does not take effect unless Senate Bill No. 795 of the 89th Legislature is enacted into law.

Effective date.

Enacting section 2. This amendatory act takes effect July 1, 1998.

This act is ordered to take immediate effect.

Approved May 13, 1998.

Filed with Secretary of State May 13, 1998.

Compiler's note: Senate Bill No. 795, referred to in enacting section 1, was filed with the Secretary of State April 21, 1998, and became P.A. 1998, No. 64, Eff. May 13, 1998.